

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71882

This is to certify that: EVARD LLC

C/O REED GIBBY
576 S 650 E
BURLEY ID 83318
(208)654-2733

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
45-7694	WR/License	08/29/1991	7.80 cfs	1560 af	390.0	393.8	GROUND WATER

Purpose of Transfer (Changes Proposed)

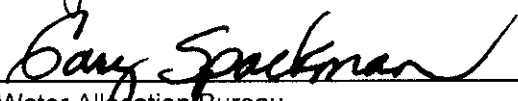
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-7694	YES	NO	YES	YES	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
45-7694	45-13899	0.23 cfs	31 af	N/A	N/A	45-13898	7.57 cfs	1514.4 af	378.6	393.8
COMBINED										
TOTALS		0.23 cfs	31 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of January, 20 06



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 45-7694

WATER RIGHT NO. 45-13898
As Modified by Transfer No. 71882

In accordance with the approval of Transfer No. 71882, Water Right No. 45-13898 is now described as follows.

Right Holder: V & R FARMS PARTNERSHIP
 715 S 750 E
 BURLEY ID 83318

Priority Date: August 29, 1991

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	7.57 CFS	1,514.4 AF
			7.57 CFS	1,514.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 20 Twp 11S Rge 24E CASSIA County

GROUND WATER SESE Sec. 20 Twp 11S Rge 24E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	24E	21									39.2	11.7	39.6	40.2					130.7
11S	24E	22													15.6	41.6	34.0	2.7	93.9
11S	24E	27		1.3			38.3	40.0	40.0	32.0	.7	16.9							169.2

Total Acres: 393.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 378.6 acres within the place of use described above in a single irrigation season.
2. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Approval of this transfer does not confirm the validity of this water right.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of January, 2006


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13899
As Modified by Transfer No. 71882

In accordance with the approval of Transfer No. 71882, Water Right No. 45-13899 is now described as follows.

Right Holder: EVARD LLC
 C/O REED GIBBY
 576 S 650 E
 BURLEY ID 83318

Priority Date: August 29, 1991

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.23 CFS	31.0 AF
STOCKWATER	01/01	to 12/31	0.23 CFS	31.0 AF
			0.23 CFS	31.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENW Sec. 27 Twp 11S Rge 24E CASSIA County

GROUND WATER NENESW Sec. 27 Twp 11S Rge 24E CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	24E	27			X					X									

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	24E	27			X					X									

CONDITIONS OF APPROVAL

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
- Prior to the diversion and use of water under Transfer approval 71882, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.
- Commercial use is for a feedlot.
- Rights 45-13512, 45-13949 and 45-13951 are also diverted through the point of diversion described above in the NE/NE/SW Sec. 27 T. 11S R. 24E.

WATER RIGHT NO. 45-13899
As Modified by Transfer No. 71882

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 20th day of January, 2006


Chief, Water Allocation Bureau